

## United States District Court

EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

VANDAMME V. JEANTY

v.

TXFM, INC., ET AL.

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Civil Action No. 4:19-CV-366

(Judge Mazzant/Judge Nowak)

### **MEMORANDUM ADOPTING REPORT AND RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On August 14, 2020, the report of the Magistrate Judge (Dkt. #175) was entered containing proposed findings of fact and recommendations that Defendant Kelly R. Goodness's Motion to Dismiss (Dkt. #101) be granted and Plaintiff VanDamme V. Jeanty's claims against Defendant Kelly R. Goodness be dismissed for failure to state a claim. Plaintiff received electronic notice of the report (Dkts. #22; #26); *see also* docket generally.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court. Accordingly,

It is therefore **ORDERED** that Defendant Kelly R. Goodness's Motion to Dismiss (Dkt. #101) is **GRANTED**. Plaintiff VanDamme V. Jeanty's claims against Defendant Kelly R. Goodness are **DISMISSED WITH PREJUDICE**.

**IT IS SO ORDERED.**

**SIGNED this 28th day of September, 2020.**



AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE